

NEW ACTION TO BE LAUNCHED IN TRANSFER FIGHT

Chamber Of Commerce And
Labor Body To File
Second Suit.

DESIGNED TO BRING
MOVEMENT TO HEAD

Additional Precaution Will Result
In Final Solution Of
The Problem.

Attorneys for the Chamber of Commerce and the Central Labor Union today agreed to attack the Capital Traction Company in a second action before the courts to compel that company to exchange free transfers with the Baltimore and Washington Transit Company, at the corner of Fourteenth and Kennedy streets northwest.

While assisting the attorneys for the transit company in their present equity suit, they purpose to bring an independent action in the interest of citizens as a first consideration, and it is to be a suit at law, whereas the present suit is one in equity.

Agree on Action.
Charles W. Darr and Alfred E. Wood, attorneys for the Chamber, and P. J. Ryan, attorney for Central Labor Union, have agreed upon this additional action, with the knowledge of the attorneys for the transit company.

The law suit is designed simply as an additional form of precaution in order that all possible means may be employed to hasten the universal transfer issue to a decision. The attorneys hold that if the courts cannot enforce transfers at Fourteenth and Kennedy streets, where the law specifically orders them, then there is no relief in the courts for universal transfers.

But if the proposed suit or the one of the transit company is favorably decided, then the next step for transfers at all connecting points easily be taken. At the meeting of the attorneys for the Chamber of Commerce with Attorney Ryan, it was decided that the rights of the public to ride over the lines of the Capital Traction Company and the Baltimore and Washington Transit Company for the payment of one fare could best be enforced by filing a petition for mandamus against both companies, requesting the court to compel them to perform the duty imposed upon them by Congress in section 3 of the charter of the transit company. This will not in any way interfere with the progress of the present suit in equity, as mandamus is a common law remedy. It means that if one remedy should fail, the other may be obtained without waiting for a final decision in the case now pending.

Object of Suit.
The object of asking the court to mandamus both companies is in order that the court may have jurisdiction over both, that both may have their day in court, as the duty imposed by Congress is one that is to be carried out by both companies in conjunction. As the Baltimore and Washington company has hitherto expressed its willingness to comply with the will of Congress, the suit as to it is a friendly one.

Before the decision was reached to bring the petition for mandamus, Attorney Lerch, of the transit company, was consulted.

The petition for mandamus is being prepared by Attorney Wood, and after it is approved by Attorney Darr, will be filed early next week. In this proceeding it is expected to settle finally whether Congress has power to require two roads to allow a passenger to ride in a continuous journey over the lines of both for one fare. As that is practically the only question involved in the mandamus proceeding, a decision one way or the other will materially clarify the way for future action for free transfers at other points.

Mandamus is defined as being the proper legal proceeding to compel the performance of a plain public duty, involving no exercise of discretion on the part of the person ordered to perform it, when there has been a refusal to perform or default in performance, when there is no specific or adequate remedy otherwise provided.

Result of Convention.

The participation of Mr. Ryan in this new action to get transfers for the people of the District comes as the result of the decision of the Maryland-District of Columbia Federation of Labor at the convention held in Cumberland last week. It is in line with the plan of the executive committee to conduct a campaign for universal transfers.

L. A. Sterne, third vice president of the federation, said this morning that the Maryland Representatives are to be visited by special committees representing the federation, and requested to be used their efforts in behalf of universal transfer legislation.

WEATHER REPORT

FORECAST FOR THE DISTRICT.
Fair tonight and Saturday; slightly warmer temperatures tonight.

TEMPERATURES.
U. S. BUREAU. A. FLECK'S.
8 a. m. 68 8 a. m. 72
9 a. m. 69 9 a. m. 73
10 a. m. 70 10 a. m. 74
11 a. m. 71 11 a. m. 75
12 noon 72 12 noon 76
1 p. m. 73 1 p. m. 77
2 p. m. 74 2 p. m. 78

TIDE TABLE.
Today—High tide, 7:30 a. m. and 5:00 p. m. Low tide, 1:30 a. m. and 2:15 p. m.
Tomorrow—High tide, 8:30 a. m. and 5:31 p. m. Low tide, 2:40 a. m. and 2:30 p. m.

SUN TABLE.
Sun rises..... 5:46 Sun sets..... 5:58

Promoted Again



—Photo by G. V. Buck.
JOHN H. COLLIER.

J. H. COLLIER GIVEN CHARGE OF POSTAL SAVINGS BANK HERE

Finance Clerk's Promotion
Follows Long Service
In Postoffice.

John H. Collier will be in actual charge of the Washington Postal Savings Bank, under the superintendence of L. J. Robertson, cashier of the city postoffice, and under the supervision of Postmaster W. A. Merritt.

Mr. Collier, who is now finance clerk in the cashier's room of the postoffice, was selected for the position by Postmaster Merritt, and his designation was later made by the Postmaster General.

His selection, based upon his long and meritorious service in the postoffice, has caused general gratification among his co-workers, with whom he is popular.

"He is one of the most efficient and reliable employees of the postoffice," it was said today. "He has shown competency in every one of the numerous positions he has held, and his success in the management of the savings bank is confidently expected."

The Real Banker.

Mr. Collier, who entered the Postoffice as a special messenger in 1892, and has since been steadily promoted through the registry and cashier's departments, will be the "real banker" in Washington's postal savings depository. He will have command of the "bank" which will for the present be merely a wicket-window and some office furniture in the cashier's room, but through the little slot in the window, which has already been set up, he is expected to do a great business.

He will have such assistance from other clerks as he needs, it was said at the Postoffice today. Until the bank is actually opened and operated, it can not be estimated closely what amount of business will be done. The plans of the officials of the Postoffice and Postmaster General Hitchcock, are that as each need of clerical help arises some one will be detailed to assist Mr. Collier.

The contingencies are expected to arise frequently in the handling of deposits.

(Continued on Fourth Page.)

NAPLES IS SWEEPED BY TERRIFIC STORM

Sixty Known Dead—Probably
Twice That Number In
Wreckage.

NAPLES, Sept. 22.—Swept by a terrible storm today, much of the province of Naples has been devastated, many lives lost, and enormous damage to property has resulted. Already sixty bodies have been recovered, and when the reports from the districts cut off from communication with this city are received it is feared this number will be more than doubled.

The storm was at its worst in the vicinity of Vesuvius. Houses were uprooted, fences and outbuildings destroyed, and trees, telegraph, and telephone wires and poles flattened on the ground.

Many fled in terror to the open air, only to meet death there.

The towns of Resina and Torre del Greco were the chief sufferers, more than half of them being demolished.

Moses' 17th Annual Sept. Sales.

MILANO SHOWING EFFECT OF CELL, BREAKING DOWN

Italian Charged With Murder Of Boy Is Near
Collapse.

SIGNS OF INSANITY
AS HE LOSES NERVE

Jaunty Air Gone, "Tony" Now Sits
In Gloomy Silence In District Prison.

Antonio Milano, "Tony"—shoemaker by trade, "alleged slayer of ten-year-old Harry Smith, is on the verge of a mental and nervous breakdown in his cell in the District jail, and the physicians who are watching him constantly believe he may go insane at any moment.

The debonair manner, the calm indifference to his surroundings, the military demeanor of the former Italian artilleryman have disappeared. For hours at a time Tony sits looking at the floor with a vacant stare; he pays little attention to the guards who bring him food and water, and today it was said he was regarded as a nervous and mental wreck. A complete breakdown is expected at any time.

Doctor Verifies Belief.

That Milano has showed symptoms of insanity before was indicated today by a statement made to the police by Dr. Frank A. Mazzel, a prominent Italian physician, who had attended the shoemaker several times.

Dr. Mazzel said that about a year ago Milano complained of "noises in his head." These noises the physician said disappeared after the application of electricity to the temples.

Whether steps will be taken to have Milano examined as to his mental condition with a view of having him transferred from the jail to the Washington Asylum Hospital could not be learned today, but it is understood his attorney is planning to have him examined by alienists.

Examined a Year Ago.

Dr. Mazzel said today that Milano showed marked symptoms of insanity about a year ago, but had apparently recovered since.

"He came to my office downtown, telling me there was something in his head, and that he wanted me to get it out," he said Dr. Mazzel today.

He said he heard peculiar voices all the time and believed he had evil spirits. He said the voices threatened bodily harm to him and kept him from sleeping.

Since that time Dr. Mazzel says he has met Milano about three times on the street, and that he appeared recovered, not mentioning the illusions from which he had suffered.

That Milano sought him because they both belong to the same Italian society, the Benevolent Brotherhood of Washington, and was treated without expense, is stated by Dr. Mazzel.

The proprietor of the apartment house where he settled down with her youthful companion is almost hysterical over the latest development in the case, which was precipitated by a practical joker.

This person spread the report that Mrs. Suydam and young Noble, the soul mate, were to leave today for Europe, and a large and enthusiastic mob gathered to see them off. Not until police reserves arrived did the throng disperse, and it was hours before the street regained its wonted serenity.

Mrs. Suydam Now Faces Eviction From Refuge

NEW YORK, Sept. 22.—Again today Mrs. Louise White Suydam, whose escape with the son of a Brooklyn plumber has entertained Gotham for more than a week, faced eviction from her "refuge" flat.

The proprietor of the apartment house where she settled down with her youthful companion is almost hysterical over the latest development in the case, which was precipitated by a practical joker.

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CHENG TU IS RELIEVED.

SHANGHAI, Sept. 22.—Chinese government troops have relieved Chengtu, which has been under siege by revolutionists for several weeks. All foreigners there are safe. Tibetan soldiers were employed on account of their lack of sympathy with the rebels.

MOROCCO AFFAIR ENDS.

PARIS, Sept. 22.—Ambassador Cambon, representing France at Berlin, has reported on the Moroccan negotiations. The Temps says all differences of opinion have been settled, and that nothing remains but to edit the agreement.

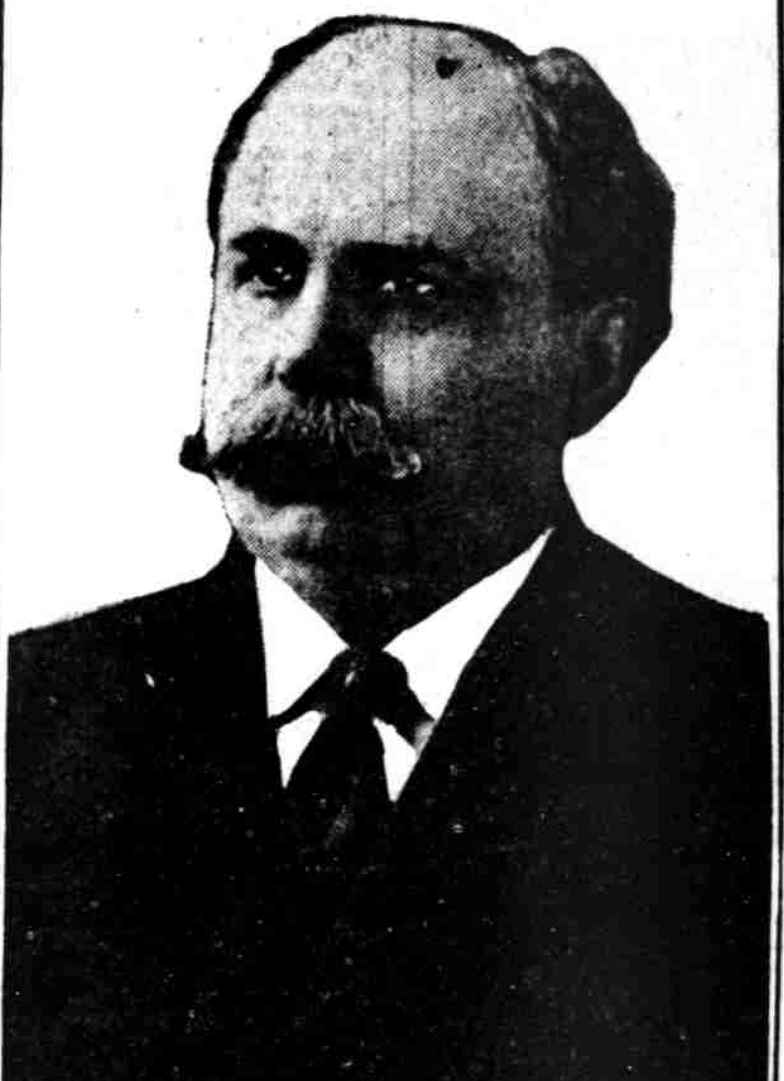
WARD GIVES UP FLIGHT.

RATHBONE, N. Y., Sept. 22.—Utterly dismayed by the unprecedented hard luck that has beset every stage of his attempt to fly from New York to the Pacific coast, "Jimmy" Ward announces his retirement from the race for \$50,000. His machine is practically a complete wreck.

CATAPULTED INTO STREET.

ATLANTIC CITY, N. J., Sept. 22.—L. W. Byers, superintendent of the Atlantic City Electric Company, was seriously injured in a collision between his automobile and a fire truck. He was catapulted to the street, and his machine demolished.

Lawyer in Shooting Affray



JAMES E. CLEMENTS. —Photo by Glindinet.

S. K. EDMONSTON IS NAMED TO BE CLERK IN JUVENILE COURT

Special Qualifications Win
Appointment Over
Competitors.

S. Kemp Edmonston, who is now employed as an assistant in the United States District Attorney's office, today was made clerk of the juvenile court.

The appointment, which has hung fire for more than five weeks, and for which there were more than sixty candidates, was announced by Judge De Lacy shortly after the opening of court this afternoon.

Mr. Edmonston is an expert stenographer and typewriter, qualifications which, according to Judge De Lacy, gave him the preference over many other desirable candidates. A long list of indorsements for the appointment include the names of Justice Wright, John Joy Edson, District Attorney Clarence R. Wilson, Justice Ashley M. Gould, Representative Sydney Mudd, and Henry L. West.

Later in the afternoon Mr. Edmonston was to appear in juvenile court to take the oath of office. Prominent among the candidates was A. A. Bierre, now assistant clerk.

General Breckenridge's Wife Passes Away

Mrs. Louise Dudley Breckenridge, wife of Gen. J. C. Breckenridge, who for many years was a resident of Washington, died yesterday at North Hatley, Canada, where she had gone for the summer.

Mrs. Breckenridge, whose maiden name was Louise Ludlow Dudley, was a native of Lexington, Ky., in which city she was married to General Breckenridge in 1888. During the winter General Breckenridge spent part of the time in Washington with his son, Dr. Scott D. Breckenridge, whose residence is in Chevy Chase.

As the result of the conference between Commissioners and members of the Board of Education, the school estimates for the next fiscal year, it is understood, will call for an appropriation of approximately \$2,300,000.

The total of the estimates as submitted by the board to the Commissioners was between three-and-a-half million and three-and-a-half million dollars. The Commissioners thereupon called a conference to agree on the elimination of certain items and a revision of the estimates. The revision was not altogether downward.

While a reduction was made in certain items and several eliminated, others, it is said, were considerably increased. This was the case in the appropriations for beginning work on the Central and M street high schools, for which the board recommended appropriations of \$200,000 and \$150,000 respectively.

Increases, it is understood, were made in both of these items.

The conference lasted four hours and resulted in a readjustment, satisfactory to both the District officials and members of the board. The estimates, in accordance with a provision of the District appropriation bill, will not be made public until forwarded by the Commissioners to Congress.

A meeting of the Board of Charities was held this afternoon for the discussion of its estimates. Hearings were given the representatives of the various institutions under its direction. The total is expected to exceed \$1,000,000. The largest item will be for the maintenance of District patients at the Government Asylum for the Insane. This will be about \$300,000.

SCHOOL ESTIMATES THREE AND QUARTER MILLIONS REPORT

School Board And Commissioners
Wrestle Long
With Figures.

Several persons rushed in when the shot was fired, took the revolver away from Clements and held the two men until the arrival of Policemen Edmonds, who was on duty at the north end of the Aqueduct bridge.

Clements' claims that he shot but once, and that it was in self-protection, but the police say that when they obtained possession of the revolver the trigger was on a bullet on which it had hung fire, indicating, they say, that an effort had been made to discharge the weapon a second time.

According to the story told by Mr. Clements, he went in Koester's lunch room to get something to eat before going over to Virginia to look after his political fortunes. He says he was sitting at a table eating when Mr. Donaldson came in and, without addressing anyone in particular, said:

"Crandall Mackey is going to be elected Commonwealth attorney again."

Contradicted Donaldson.

"I think you are mistaken, Amos," Mr. Clements says he explained. Mr. Clements explained that he then went on to point out that he had a large number of friends in Alexandria county who had pledged themselves to vote for him, and that several changes he advocated in the administration of county politics had met with favor by the majority of Democratic voters.

Mr. Clements says that he then started to walk out of the lunch room, when Mr. Donaldson yelled at him:

"You're the little end of nothing. You don't count for a thing. You won't even figure in this election. It's all going Mackey's way."

"When he said that," Mr. Clements told a Times reporter, "I told him he was lying. A moment later he was on his feet and through the door. He is a big powerful man, and when I saw him coming I tried to brace myself for the attack. He struck me on several times, and I cried gathered around us keep urging on the fight."

"I realized that I wouldn't have any chance with a man his size, and besides, he had the advantage of me. Then when I got my arms loose I whipped out the revolver. I fired in the air, right over his head. I only fired once, and I did that to scare him. It was no more than any other self-respecting Virginia gentleman would have done, sir. It was the only thing for me to do. I had to do it to preserve my standing in the community. Suppose I had let him beat me in the street. Could I have been elected after that?"

Charge of assault with a deadly weapon was lodged against Mr. Clements by Mr. Donaldson, and the police

put down an additional charge of carrying concealed weapons.

Immediately after his arrest Mr. Clements sent for Attorney Richard Moncre, of Falls Church, who arranged for his release on \$500 bond. Mr. Clements said that when the case is called in court several other policies of interest in the case regarding Alexandria county politics.

Mr. Donaldson is a strong supporter of Crandall Mackey, the present Commonwealth Attorney, who is a candidate for re-election. He has been prominently identified with Virginia politics generally and Alexandria county politics in particular, although he has never held office. He is in the brick business at Chertseydale.

Mr. Clements was formerly Commonwealth attorney of Alexandria county, but was defeated several years ago for re-election. This year he again announced himself as a candidate, and has been making a strong fight for the nomination at the Democratic primaries to be held next month. He and Mr. Mackey are the only Democratic candidates for the office.

There has been more feeling in the election this fall than at any time since Mr. Mackey was elected on a reform ticket several years ago and closed up St. Asaph's insane asylum, a scandalous report. Mr. Clements claim that gambling places are again being run wide open in the county, and that there are more than fifty "speakeasies" in operation.

Mr. Donaldson has been a strong supporter of Mr. Mackey since his election to office. Because of the fact that Mr. Clements has always opposed Mr. Mackey, he and Mr. Donaldson have not been particularly good friends.

Excitement in M Street.

The shooting caused the greatest excitement in M street this morning. Mr. Clements, however, did not rest at the station house, and willingly accompanied the policeman to the station house.

"It all came out for the best," he said at the station. "I would not have wanted to kill Mr. Donaldson even in self-defense, but there are some things which are forced on a man and which he is obliged to do. This was one of them."

Mr. Clements has an office in Washington at 1400 G street northwest, and lives near the Alexandria county court house. He is fifty-six years old, and is well known in Washington financial circles. He was Commonwealth attorney for Alexandria county about fifteen years ago. Recently he was appointed chairman of the legislation committee of the Vernon Avenue Memorial Bridge Association, which is endeavoring to induce Congress to appropriate money for a new bridge across the Potomac. He also is responsible for the establishing of the Government experimental farm at Arlington, and has been prominently identified with Alexandria county affairs for the last twenty years.

Immediately after going to No. 7 station and preferring the charge of assault with a deadly weapon against Clements, Donaldson went to the Alexandria county courthouse, where he intended to push the charge against Clements, and would not drop the case. Clements did not give any explanation for the revolver.

The weapon was an old model .32-caliber, and was rusty from lack of use.

VIRGINIAN FIRES AT POLITICAL FOE IN GEORGETOWN

Lawyer James E. Clements Arrested on
Charge of Assault With a Deadly
Weapon.

HAS QUARREL WITH AIDE
OF PROSECUTOR MACKAY

A street shooting this morning was the culmination of a political feud of long standing when James E. Clements, a Washington attorney and real estate broker, and candidate for Commonwealth attorney of Alexandria county, Va., drew a revolver and, it is alleged, attempted to kill Amos Donaldson, of Cherrydale, a prominent Alexandria county politician.

The shooting occurred shortly after 11 o'clock in M street, between Thirty-fifth and Thirty-sixth streets northwest. The shot went wild, and after he was taken to the Seventh precinct police station Clements claimed that he had not intended killing Donaldson, but simply shot to frighten him.

A heated argument in Koester's lunch room in M street had preceded a hand-to-hand encounter in the street between the two men, and when Clements drew his revolver and fired a large crowd had formed a circle around the pair. The charges against Clements were assault with a deadly weapon and carrying concealed weapons.

REVOLVER TAKEN FROM CLEMENTS.

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HUME H. WEST IS SEEKING A PAROLE

Gets Twenty Days Off Jail Sentence, And Is Trying To Avoid
Going To Prison.

Encouraged by gaining commutation of twenty days on his four months' jail sentence, Hume H. West, the pseudo naval officer who has a six-year prison sentence facing him, is making a last effort through his attorney, Wilton J. Lambert, to be placed on probation.

Chief Justice Clabaugh, of the District Supreme Court, today approved a recommendation of the District jailer that West be given the benefit of twenty days off on his jail sentence because of good behavior during his incarceration. This means only that tomorrow instead of twenty days hence.

When West was sentenced in June to four months in jail for appropriating money orders from a drug store, and six years in Fort Leavenworth penitentiary for passing worthless checks, after he had pleaded guilty to both charges, the court refused to place him on probation. However, strong influences have been brought to bear and there is still hope of West gaining his freedom.

Moses' 17th Annual Sept. Sales.

Rodgers Lands To Get Bearings For Flight

HANCOCK, N. Y., Sept. 22.—Aviator Cal P. Rodgers, one of the alman trying to cross the continent in aeroplanes, put his machine in the air at 11:15 this morning. He made a fine start, and mounting high in the air and heading due west over the Erie railroad tracks was soon lost to view.